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ALLSTATE LIFE INSURANCE COMPANY,
THE TRAVELERS INSURANCE COMPANY and
THE TRAVELERS LIFE AND ANNUITY COMPANY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ALLSTATE LIFE INSURANCE COMPANY,)
THE TRAVELERS INSURANCE COMPANY,)
THE TRAVELERS LIFE AND ANNUITY)
COMPANY)

Plaintiffs,

v.

XANTHI AVDALAS AND THE ESTATE OF)
EPAMINONDAS AVDALAS,)

Defendants.)

Case No. C 04-04569 JL

**~~PROPOSED~~ ORDER CONTINUING
STATUS CONFERENCE FROM JUNE
8, 2005 UNTIL SEPTEMBER 7, 2005
AND TIME FOR DEFENDANT
XANTHI AVDALAS TO RESPOND TO
COMPLAINT**

The parties have represented to the Court that they are in the process of finalizing their settlement discussions. They represent to the Court that they are hopeful that they will be able to settle this case shortly.

Accordingly, and good cause appearing, the Court hereby continues the status conference scheduled for June 8, 2005 until September 7, 2005 at 10:30 a.m., so that the parties can finalize their settlement discussions. The parties shall promptly notify the Court if the case settles.

Defendant Xanthi Avdalas shall have until September 21, 2005 to file an answer and counterclaim.

IT SO ORDERED

Dated: June 8, 2005

/s/ James Larson

Honorable Chief Magistrate Judge

1 **PROOF OF SERVICE**

2 STATE OF CALIFORNIA)
 3) ss
 4 COUNTY OF SACRAMENTO)

5 I am a resident of the State of California, over the age of eighteen years, and not a party
 6 to the within action. My business address is Seyfarth Shaw LLP, 400 Capitol Mall, Suite 2350,
 7 Sacramento, California 95814-4428. On June 7, 2005, I served the within document:

8 **[PROPOSED] ORDER CONTINUING STATUS CONFERENCE FROM JUNE 8,**
 9 **2005 UNTIL SEPTEMBER 7, 2005 AND TIME FOR DEFENDANT XANTHI**
 10 **AVDALAS TO RESPOND TO COMPLAINT**



12 I sent such document from facsimile machine (916) 558-4839 on June 7, 2005. I
 13 certify that said transmission was completed and that all pages were received and that
 14 a report was generated by facsimile machine (916) 558-4839 which confirms said
 15 transmission and receipt. I, thereafter, mailed a copy to the interested party(ies) in this
 16 action by placing a true copy thereof enclosed in sealed envelope(s) addressed to the
 17 parties listed below.



19 by placing the document(s) listed above in a sealed envelope with postage thereon
 20 fully prepaid, in the United States mail at Sacramento, CA, addressed as set forth
 21 below.



23 by personally delivering the document(s) listed above to the person(s) at the
 24 address(es) set forth below.



26 by placing the document(s) listed above, together with an unsigned copy of this
 27 declaration, in a sealed Federal Express envelope with postage paid on account and
 28 deposited with Federal Express at Sacramento, CA, California, addressed as set forth
 below.

Steven A. Fabbro
 Steve A. Fabbro Law Offices
 8 California Street, 8th Floor
 San Francisco, CA 94111
 Tel.: (415) 391-6850
 Fax: (415) 391-6856

I am readily familiar with the firm's practice of collection and processing correspondence
 for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same
 day with postage thereon fully prepaid in the ordinary course of business. I am aware that on
 motion of the party served, service is presumed invalid if postal cancellation date or postage
 meter date is more than on day after the date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court whose
 direction the service was made. Executed on June 7, 2005, at Sacramento, CA, California.

Jean Moore
 Jean Moore